

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

ANDREW GOLDBERGER,

Case No. 2:16-cv-01884-RFB-NJK

Plaintiff,

v.

ORDER

SMARTCARE OS, LLC., *et al.*,

Defendant's.

Before the Court for consideration is the Report and Recommendation (ECF No. 59) of the Honorable Nancy J. Koppe, United States Magistrate Judge, entered April 20, 2018.

A district court “may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate.” 28 U.S.C. § 636(b)(1). A party may file specific written objections to the findings and recommendations of a magistrate judge. 28 U.S.C. § 636(b)(1); Local Rule IB 3-2(a). When written objections have been filed, the district court is required to “make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.” 28 U.S.C. § 636(b)(1); see also Local Rule IB 3-2(b). Where a party fails to object, however, a district court is not required to conduct “any review,” de novo or otherwise, of the report and recommendations of a magistrate judge. *Thomas v. Arn*, 474 U.S. 140, 149 (1985). Pursuant to Local Rule IB 3-2(a), objections were due by May 4, 2018. No objections have been filed. The Court has reviewed the record in this case and concurs with the Magistrate Judge’s recommendations.

1 IT IS THEREFORE ORDERED that the Report and Recommendation (ECF No. 59) is
2 ACCEPTED and ADOPTED in full.

3 IT IS FURTHER ORDERED that Defendants' Motion to Enforce the Settlement
4 Agreement (ECF No. 50) is GRANTED.

5 IT IS FURTHER ORDERED that Plaintiff is ordered to stipulate to the dismissal of the
6 instant action with prejudice and to stipulate to dismiss with prejudice Defendant Lyrical.

7
8 DATED this 23rd day of May, 2018.

9
10 

11 RICHARD F. BOULWARE, II
12 UNITED STATES DISTRICT JUDGE
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28